

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF PUERTO RICO
BEFORE HONORABLE DANIEL R. DOMINGUEZ

MINUTES OF PROCEEDINGS

DATE: January 24, 2000

CIVIL NO. 98-2246 (DRD)

LAW CLERK: Nathan J. Schulte

SEA-LAND SERVICES, INC.

Plaintiff

v.

DEPARTMENT OF EDUCATION OF
PUERTO RICO

Defendant

Attorneys: Maritera **FIQUEROA-**
COLON

Francisco A. **OJEDA DIEZ**

A STATUS CONFERENCE was held and counsel provided the Court with the status of this case. The parties are attempting to reach settlement in this case. The Court wholeheartedly encourages the parties to come to an amiable resolution.

Pending before the Court is Defendant's motion to dismiss asserting a Statute of Limitations bar to this suit. (Docket No. 16). Plaintiff handed a courtesy copy of its opposition. However, the parties also informed the Court that the same Statute of Limitations issue as posed by the pending motion to dismiss is currently before the First Circuit Court of Appeals (Crowley v. Pan American Grain). Therefore, the Court **STAYS** the current proceedings pending the resolution by the First Circuit of the SOL issue. Notwithstanding, the Court believes that cases of Del Costello v. International Brotherhood of Teamsters, 462 U.S. 151, 103 S.Ct. 2281 (1983) and UAW v. Hoosier Cardinal Corp., 383 U.S. 696, 86 S.Ct. 1107 (1966), bear heavily on the issue.

The parties are to inform the Court immediately upon information that the First Circuit has resolved the Crowley v. Pan American Grain appeal.

s/c: Counsel of record


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